



North Carolina Department of Environment and Natural Resources

Division of Waste Management

Dexter R. Matthews
Director

Beverly Eaves Perdue
Governor

Dee Freeman
Secretary

March 30, 2012

Ms. Keiasha Solomon
Wyrick, Robbins, Yates & Ponton, LLP
4101 Lake Boone Trail, Suite 300
Raleigh, North Carolina 27607

Subject: Franchise Agreement Compliance Status
Material Recovery LLC C&D Landfill
Wake County, Permit #92-31, Document ID No. 16379

Ms. Solomon:

This letter is being written in response to your request for comment (DIN16378) on the compliance status of the above referenced facility. The request is being made in regards to the Waste Industries USA purchase of the facility and the Wake County Board of Commissioners new ordinance, passed on March 19, 2012. Per your email, the ordinance requires *"A letter from every section of the North Carolina Department of Environment and Natural Resources (NCDENR) that has issued a permit to the C&D landfill stating that to its knowledge there are no existing violations of the permits, statutes, and regulations governing the C&D landfill that section of NCDENR enforces"*.

Based on a records search, and the March 6, 2012 Facility Compliance Audit Report, it can be stated there are no existing violations of the permits, statutes, and regulations governing the Material Recovery LLC C&D landfill that the Solid Waste Section enforces.

If you should have any additional questions regarding this matter please contact me at (828) 296-4703, or by email at allen.gaither@ncmail.net.

Sincerely,

Allen Gaither
Environmental Engineer

Cc: Mr. Donald Plessinger – Waste Industries
Mr. Ed Mussler – SWS/RCO
Ms. Shawn Mckee – SWS/RCO